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7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 vs.

12 EDER CRUZ-SALGUERO,

13 Defendant.

Case No. 2:20-cr-00156-RFB-DJA

Government's Motion for Leave to
Dismiss Indictment Without Prejudice
Pursuant to Federal Rule of Criminal
Procedure 48(a)

14 The United States of America by Jason M. Frierson, United States Attorney for the
15 District of Nevada, and Jacob H. Operskalski, Assistant United States Attorney, requests
16 leave of Court pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure to dismiss
17 without prejudice the Criminal Indictment filed on July 8, 2020, ECF Doc. 1, as to
18 defendant Eder Cruz-Salguero.

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Defendant is in custody on the captioned matter and is subject to a U.S. Immigration and Customs Enforcement detainer. ECF Docs. 87, 100, and 120. Upon information and belief, defendant will be transferred to ICE custody once the captioned indictment is dismissed.

Respectfully submitted December 12, 2022.

JASON M. FRIERSON
United States Attorney

/s/ Jacob H. Operskalski
JACOB H. OPERSKALSKI
Assistant United States Attorney

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,
Plaintiff,
vs.
EDER CRUZ-SALGUERO,
Defendant.

Case No. 2:20-cr-00156-RFB-DJA

[PROPOSED] ORDER of Dismissal

EDER CRUZ-SALGUERO,
Defendant.

This matter coming before the Court on the Government's Motion for Leave to Dismiss the Indictment as to Eder Cruz-Salguero without prejudice pursuant to Federal Rule of Criminal Procedure 48(a), the Court having considered the premises therein and for cause showing, the Motion is GRANTED.

IT IS THEREFORE ORDERED that the Indictment is dismissed as to Eder Cruz-Salguero without prejudice.

DATED this 30th day of December, 2022.



HONORABLE RICHARD F. BOULWARE, II
UNITED STATES DISTRICT JUDGE